

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

TZVI WEISS, et al.,

Plaintiffs,

- against -

NATIONAL WESTMINSTER BANK PLC,

Defendant.

X

CVJ-05-4622  
CPSSTIPULATION  
AND ORDERFILED  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.  
★

Oct 2 2006

★

P.M.  
TIME A.M. \_\_\_\_\_

X

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned attorneys for the parties, that:

1. Because plaintiffs intend to serve a second amended complaint as permitted by the Court's Memorandum Opinion and Order dated September 27, 2006, defendant National Westminster Bank PLC ("NatWest") need not serve an answer to the first amended complaint; and
2. NatWest will move or answer in response to the second amended complaint within 25 days after service thereof by hand or overnight mail.

Dated: New York, New York  
October 5, 2006

KOHN, SWIFT &amp; GRAF, P.C.

By

*Robert A. Swift*  
Robert A. Swift, Esq.  
One South Broad Street  
Suite 2100  
Philadelphia, PA 19107  
(215) 238-1700

Attorneys for Plaintiff

CLEARY GOTTLIEB STEEN & HAMILTON LLP

~~Jonathan I. Blackman (JB-3846)~~  
~~One Liberty Plaza~~  
~~New York, New York 10006~~  
~~(212) 225-2000~~

Attorneys for Defendant

SO ORDERED:     

U.S.D.J.